Single Bench

(3)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

WRIT PETITION NO. 3819 /2004

PETITIONER : Daduram Otti, S/o. Late Shri Ghanshyam aged about 55 years, Occupation, Asstt. Teacher, Middle School, Themgaon, District - Jagdalpur (Bastar) (C.G.)

VERSUS

RESPONDENTS

1. State of Chhattisgarh
   Through the Secretary,
   Tribal Welfare Department
   D.K.S.Bhawan, Raipur (C.G.)
2. The Commissioner
   Tribal Welfare Department
   D.K.S.Bhawan, Raipur (C.G.)
3. The Director
   Tribal Welfare Department
   D.K.S.Bhawan, Raipur (C.G.)
4. Assistant Commissioner
   Tribal Welfare Department, District-
   Jagdalpur (C.G.)
5. The Collector
   District Jagdalpur (C.G.)
6. The Block Education Officer
   Block –Makdi District Jagdalpur
   (C.G.)
7. The Principal High School
   Themgaon, Jagdalpur (C.G.)

P.R. No. 3216/09
Presented by Shri V. Grewal
dated 11/12/09

6/11/09

COPY
11/10/04

(4)

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA.

1. **PARTICULARS OF THE PETITIONERS:**

As stated in the

(24)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP 3819/04 **सन्** 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	01-11-2004 On mention being made, the case is taken up. Shri F.S. Khare, Counsel for the petitioner. Shri V.V.S. Murthy, Dy. Advocate General with Shri Akhil Agrawal, Panel Lawyer for the State. Application for urgent hearing is allowed. Counsel for the petitioner submits that in similar matter bearing W.P.No.1465/2004 (***Keshav Ram Salam & Others Vs. State of Chhattigarh & Others***), on 5-6-2004 orders have been passed. He has produced the copy of the said order and prays for similar order in this case also. The prayer is not opposed by the other side. Shri Khare, counsel for the petitioner submits that the petitioner was transferred vide order dated 5-9-2003 Annexure-P/1. He further submits that although he was transferred 14 months back, but he has not yet been relieved on the ground that the elections to the Legislative Assembly are due. Learned counsel submits that the transfer order has not been cancelled. Now the election to the Vidhan Sabha has already been held and the transfer order is not cancelled then there is no reason in not relieving the petitioner and now he would be relieved within 3 weeks. With this observation, this petition is disposed of at this stage with liberty. Certified copy as per rules. *Gowri*	Sd/- Fakhruddin Judge

GLPRJ—FS/78 — 9/2000 —50,000.